

MP #

Box 59

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application Of:

GARY ARNAUT et al.

Application Number: 10/040,906

Filed: January 9, 2002

Group Art Unit: To Be Assigned

Examiner: To Be Assigned

For: NOVEL BACILLUS THURINGIENSIS INSECTICIDAL PROTEINS

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The following are enclosed for consideration in the above-identified application:

	FEE
<input checked="" type="checkbox"/> Response to Notice to File Missing Parts	\$
<input checked="" type="checkbox"/> Statutory basic filing fee	\$740.00
<input checked="" type="checkbox"/> Declaration: <input checked="" type="checkbox"/> Original; <input type="checkbox"/> Supplemental	\$130.00
<input checked="" type="checkbox"/> Submission of Sequence Listing and computer readable form of the same	\$
<input type="checkbox"/> Informal Drawings: ___ Sheets ___ Figures	\$
<input type="checkbox"/> Information Disclosure Statement, Form PTO-1449, copy of French and International Search Reports, and 6 references <input type="checkbox"/>	\$
<input type="checkbox"/> Amendment: <input type="checkbox"/> Preliminary; <input type="checkbox"/> § 116; <input type="checkbox"/> § 312; <input type="checkbox"/> Other	\$
<input type="checkbox"/> Request for Extension of Time (2 months)	\$
<input type="checkbox"/> Issue Fee: <input type="checkbox"/> Part B - Issue Fee Transmittal <input type="checkbox"/> Part C - Charge to Deposit Account	\$
<input type="checkbox"/> Notice of Appeal	\$
<input checked="" type="checkbox"/> Assignment along with PTO-1595 (separate check)	\$40.00
<input type="checkbox"/> Request for Oral Hearing	\$
<input type="checkbox"/> Reply Brief	\$
<input type="checkbox"/> Terminal Disclaimer	\$
<input type="checkbox"/> An additional claim fee is required, and is calculated as shown below	\$
TOTAL FEES BEING SUBMITTED	\$910.00

	Claims Remaining	Claims Paid For	Extra	Rate	Fee
Total Claims	72	20	52	x \$18.00	\$936.00
Independent Claims	6	3	3	x \$80.00	\$252.00
Multiple Dependent Claims (if applicable)				\$	\$280.00
TOTAL EXCESS CLAIMS FEE					\$1468.00
SMALL ENTITY TOTAL (if applicable)					\$.00

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and § 1.17 associated with this communication or credit any overpayment to the deposit account of Hunton & Williams, Deposit Account Number 50-0206.

Respectfully submitted,

Dated:

June 29, 2002

By:

David H. Milligan

David H. Milligan, Reg. No. 42,893

HUNTON & WILLIAMS
1900 K Street, N.W.
Suite 1200
Washington, D.C. 20006-1109
Telephone: (202) 955-1500
Facsimile: (202) 778-2201

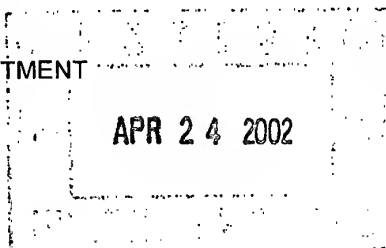
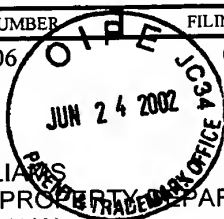


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/040,906	01/09/2002	Greta Arnaut	58764.000036

21967
HUNTON & WILLIAMS
INTELLECTUAL PROPERTY DEPARTMENT
1900 K STREET, N.W.
SUITE 1200
WASHINGTON, DC 20006-1109



CONFIRMATION NO. 1498

FORMALITIES LETTER



OC000000007924591

Date Mailed: 04/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/27/2002 MBERHE 00000009 10040906

01 FC:101
02 FC:105
03 FC:103
04 FC:102
05 FC:104

740.00 OP
130.00 OP
936.00 OP
252.00 OP
280.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of **\$1468** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2338** for a Large Entity

- **\$740** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1468**
 - **\$936** for **52** total claims over 20.
 - **\$252** for **3** independent claims over 3.
 - **\$280** for multiple dependent claim surcharge.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



~~In~~ Application Of:

Gre~~g~~ ARNAUT et al.

Application Number: 10/040,906

Filed: January 9, 2002

For: NOVEL BACILLUS THURINGIENSIS INSECTICIDAL PROTEINS

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the attached U.S. Patent and Trademark Office “Notice to File Missing Parts of Nonprovisional Application” mailed April 22, 2002, Applicants are submitting herewith a copy of the Notice to File Missing Parts, and Executed Declaration for Patent Application and Power of Attorney, Assignment and Sequence Listing accompanied by a computer readable form of the same. A check in the amount of \$2,338.00 covering the Basis filing fee, Total additional claim fees, and Declaration surcharge is attached.

In the event any variance exists between the amount enclosed and the PTO charges, please charge or credit any difference to Deposit Account No. 50-0206. Entry of this document should complete the filing formalities, and fully satisfy the Notice mailed March 26, 2002.

Respectfully submitted,

Dated:

By:

David Millman

David H. Milligan
Registration No. 42,893

HUNTON & WILLIAMS
1900 K Street, N.W.
Suite 1200
Washington, D.C. 20006-1109
Telephone: (202) 955-1500
Facsimile: (202) 778-2201